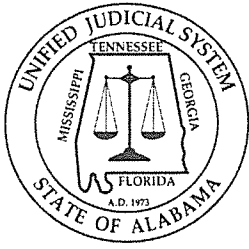


EXHIBIT A



AlaFile E-Notice

47-CV-2017-900357.00

Judge: RUTH ANN HALL

To: SINIARD THOMAS HOYT
siniard@law-injury.com

NOTICE OF SERVICE

IN THE CIRCUIT COURT OF MADISON COUNTY, ALABAMA

CAROL CATLETT V. OUTBACK STEAKHOUSE OF FLORIDA, LLC D/B/A
47-CV-2017-900357.00

The following matter was served on 3/6/2017

D001 OUTBACK STEAKHOUSE OF FLORIDA, LLC

Corresponding To
CERTIFIED MAIL

DEBRA KIZER
CIRCUIT COURT CLERK
MADISON COUNTY, ALABAMA
MADISON COUNTY, ALABAMA
100 NORTHSIDE SQUARE
HUNTSVILLE, AL, 35801

256-532-3390



AlaFile E-Notice

47-CV-2017-900357.00

Judge: RUTH ANN HALL

To: SINIARD THOMAS BARTON
bart.siniard@law-injury.com

NOTICE OF SERVICE

IN THE CIRCUIT COURT OF MADISON COUNTY, ALABAMA

CAROL CATLETT V. OUTBACK STEAKHOUSE OF FLORIDA, LLC D/B/A
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256-532-3390



AlaFile E-Notice

47-CV-2017-900357.00

Judge: RUTH ANN HALL

To: MESSERVY WILLIAM LEE
william.messervy@law-injury.com

NOTICE OF SERVICE

IN THE CIRCUIT COURT OF MADISON COUNTY, ALABAMA

CAROL CATLETT V. OUTBACK STEAKHOUSE OF FLORIDA, LLC D/B/A
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HUNTSVILLE, AL, 35801

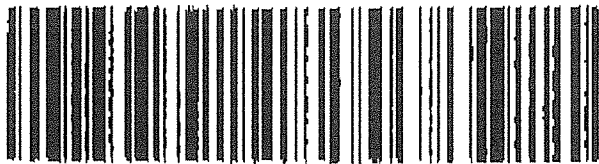
256-532-3390

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Outback Steakhouse of Florida LLC
 6 office Park Circle #100
 Mountain Brook, AL 35223



9590 9402 1309 5285 7572 60

2. Article Number (Transfer from service label)

7015 3430 0000 2455 4632

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

D. Hood

C. Date of Delivery

3/6/17

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

FILED IN OFFICE

MAR 08 2017

DEBRA KIZER
Clerk, Circuit Court, Mountain Brook, AL

3. Service Type

☐ Adult Signature☐ Adult Signature Restricted Delivery☒ Certified Mail®☐ Certified Mail Restricted Delivery☐ Collect on Delivery☐ Collect on Delivery Restricted Delivery

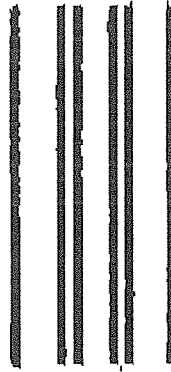
id Mail

id Mail Restricted Delivery

(\$500)

☐ Priority Mail Express®☐ Registered Mail™☐ Registered Mail Restricted Delivery☐ Return Receipt for Merchandise☐ Signature Confirmation™☐ Signature Confirmation Restricted Delivery

USPS TRACKING#



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

9590 9402 1309 5285 7572 60

United States
Postal Service

* Sender: Please print your name, address, and ZIP+4® in this box*

Madison County Courthouse
100 North Side Square
Huntsville AL 35801

CV17-900357



State of Alabama Unified Judicial System Form C-34 Rev 6/88	SUMMONS - CIVIL -	Case Number: 47-CV-2017-900357.00
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IN THE CIRCUIT COURT OF MADISON COUNTY

CAROL CATLETT V. OUTBACK STEAKHOUSE OF FLORIDA, LLC

OUTBACK STEAKHOUSE OF FLORIDA, LLC, D/B/A OUTBACK STEAKHOUSE 6 OFFICE PARK CIRCLE #100, MOUNTAIN BROOK, AL 35223

NOTICE TO

THE COMPLAINT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE OPPOSING PARTY'S ATTORNEY THOMAS H SINIARD

WHOSE ADDRESS IS 125 HOLMES AVENUE, HUNTSVILLE, AL 35801

THE ANSWER MUST BE MAILED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT WERE DELIVERED TO YOU OR A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT.

TO ANY SHERIFF OR ANY PERSONNEL AUTHORIZED by the Alabama Rules of the Civil Procedure:

☐ You are hereby commanded to serve this summons and a copy of the complaint in this action upon the defendant

☒ Service by certified mail of this summons is initiated upon the written request of CAROL CATLETT

pursuant to the Alabama Rules of the Civil Procedure

Date 3/3/2017 11:15:42 AM /s/ DEBRA KIZER

Clerk/Register

MADISON COUNTY, ALABAMA

100 NORTHSIDE SQUARE

HUNTSVILLE, AL 35801

☒ Certified Mail is hereby requested /s/ THOMAS H SINIARD

Plaintiff's/Attorney's Signature

RETURN ON SERVICE:

☐ Return receipt of certified mail received in this office on _____

☐ I certify that I personally delivered a copy of the Summons and Complaint to _____

_____ in _____ County, Alabama on _____ (Date)

Date _____	Server's Signature _____	Address of Server _____
Type of Server _____	Server's Printed Name _____	_____
		Phone Number of Server _____



AlaFile E-Notice

47-CV-2017-900357.00

To: THOMAS H SINIARD
siniard@law-injury.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF MADISON COUNTY, ALABAMA

CAROL CATLETT V. OUTBACK STEAKHOUSE OF FLORIDA, LLC
47-CV-2017-900357.00

The following complaint was FILED on 3/3/2017 11:15:42 AM

Notice Date: 3/3/2017 11:15:42 AM

DEBRA KIZER
CIRCUIT COURT CLERK
MADISON COUNTY, ALABAMA
MADISON COUNTY, ALABAMA
100 NORTHSIDE SQUARE
HUNTSVILLE, AL, 35801

256-532-3390



AlaFile E-Notice

47-CV-2017-900357.00

To: OUTBACK STEAKHOUSE OF FLORIDA, LLC
D/B/A OUTBACK STEAKHOUSE
6 OFFICE PARK CIRCLE #100
MOUNTAIN BROOK, AL, 35223

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF MADISON COUNTY, ALABAMA

CAROL CATLETT V. OUTBACK STEAKHOUSE OF FLORIDA, LLC
47-CV-2017-900357.00

The following complaint was FILED on 3/3/2017 11:15:42 AM

Notice Date: 3/3/2017 11:15:42 AM

DEBRA KIZER
CIRCUIT COURT CLERK
MADISON COUNTY, ALABAMA
MADISON COUNTY, ALABAMA
100 NORTHSIDE SQUARE
HUNTSVILLE, AL, 35801

256-532-3390



ELECTRONICALLY FILED
3/3/2017 11:15 AM
47-CV-2017-900357.00
CIRCUIT COURT OF
MADISON COUNTY, ALABAMA
DEBRA KIZER, CLERK

IN THE CIRCUIT COURT OF MADISON COUNTY, ALABAMA

CAROL CATLETT,

Plaintiff,

vs.

CV-2017-

OUTBACK STEAKHOUSE OF FLORIDA, LLC d/b/a OUTBACK STEAKHOUSE; Fictitious Defendant A, being the correct legal name of the entity identified herein as Outback Steakhouse of Florida, LLC d/b/a Outback Steakhouse; Fictitious Defendants B, C, D being the correct legal name of the individual, corporation, or other entity that owned and/or operated the health/fitness center where plaintiff's claims arose at the times set forth herein; Fictitious Defendants E, F, G being the correct legal name of the individual, corporation, or other entity that is legally responsible for the injuries to plaintiff as described herein; Fictitious Defendants H, I, J, the person, firm or corporation responsible for the accident made the basis of this suit; Fictitious Defendants K, L, M, the person, firm, corporation or other legal entity guilty of negligence and/or wantonness as set forth in the Complaint; Fictitious Defendants N, O, P, the person, firm, corporation or other entity legally responsible for the legal wrongs referred to in the Complaint, all of whose true names are otherwise unknown but will be added by amendment when ascertained; Fictitious Defendant Q, whether singular or plural, being that entity who or which was doing business as Outback Steakhouse at the time of the occurrence made the basis of plaintiff's complaint; Fictitious Defendant R, whether singular or plural, being that entity other than those entities described above, who or which is the successor in interest of those entities described above. There may be other entities whose true names and identities are unknown to the Plaintiff at this time who may be legally responsible for the claim(s) set forth herein. The true names and identities will be added by amendment by the Plaintiff when their true names and identities are accurately ascertained by further discovery. Until that time, the Plaintiff will designate these parties in accordance with ARCP 9(h). The word entity as used herein is intended to refer to and include any and all legal entities including individual persons, any and all forms of partnership, any and all types of corporations and unincorporated associations.

Defendants)

COMPLAINT

1. Plaintiff, Carol Catlett, is a resident of Madison County, Alabama, and is over the age of nineteen (19) years of age.

2. Defendant, Outback Steakhouse of Florida, LLC d/b/a Outback Steakhouse (hereinafter "Outback"), is a foreign corporation doing business at 4777 Whitesburg Drive in the City of Huntsville, Madison County, Alabama.

3. The true names and identities of the other named defendants are unknown to plaintiff at this time and will be added by amendment in accordance with Rule 9 (h) of the Alabama Rules of Civil Procedure when the true names and identities are ascertained.

4. The accident complained of herein occurred in Madison County, Alabama and the amount in controversy exceeds \$10,000.

COUNT ONE -- NEGLIGENCE

5. Plaintiff adopts and realleges the allegations in Paragraphs 1 through 4 as if they were set out in full.

6. On or about January 8, 2017, Outback and Fictitious Defendants A-R, a restaurant open to the public, owed Carol Catlett a duty to exercise reasonable care and diligence to keep its premises in a reasonably safe condition and/or to warn of known dangers or dangers that should have been known.

7. On or about January 8, 2017, Outback and Fictitious Defendants A-R breached its duty and/or acted negligently by failing to properly maintain the premises and by failing to warn of known dangers or dangers that should have been known.

8. As a direct and proximate result of Outback and Fictitious Defendants A-R's negligence, Carol Catlett suffered the following injuries and damages:

- a) bodily injury;
- b) the cost of hospital, physician, therapy and pharmaceutical bills;
- c) future medical expenses;
- d) pain and suffering;
- e) future pain and suffering;
- f) permanent impairment and/or disfigurement;
- g) loss of earnings;
- h) loss of ability to earn;
- i) mental anguish and future mental anguish; and
- j) avocational losses.

WHEREFORE, Plaintiff, Carol Catlett, demands judgment against defendants, Outback Steakhouse of Florida, LLC d/b/a Outback Steakhouse and Fictitious Defendants A-R, in an amount that a jury deems appropriate under the circumstances, plus the costs of this action.

COUNT TWO -- WANTON CONDUCT

9. On or about January 8, 2017, Outback and Fictitious Defendants A-R, a restaurant open to the public, owed Carol Catlett a duty to exercise reasonable care and diligence to keep its premises in a reasonably safe condition and/or to warn of known dangers or dangers that should have been known.

10. On or about January 8, 2017, Outback and Fictitious Defendants A-R breached its duty and/or acted wantonly by failing to properly maintain the premises and by failing to warn of known dangers or dangers that should have been known.

11. Outback breached its duty with a reckless and/or conscious disregard of the rights and safety of others as set forth in § 6-11-20(a)(3), Ala. Code 1975.

12. As a direct and proximate result of Outback and Fictitious Defendants A-R's wanton conduct, Carol Catlett suffered the following injuries and damages:

- a) bodily injury;
- b) the cost of hospital, physician, therapy and pharmaceutical bills;
- c) future medical expenses;
- d) pain and suffering;
- e) future pain and suffering;
- f) permanent impairment and/or disfigurement;
- g) loss of earnings;
- h) loss of ability to earn;
- i) mental anguish and future mental anguish; and
- j) avocational losses.

13. Carol Catlett is entitled to punitive damages.

WHEREFORE, Plaintiff, Carol Catlett, demands judgment against defendants, Outback Steakhouse of Florida, LLC d/b/a Outback Steakhouse and Fictitious Defendants A-R, in an amount that a jury deems appropriate under the circumstances, plus the costs of this action.

COUNT THREE – NEGLIGENCE – CO-EFFICIENT OF FRICTION

14. Plaintiff adopts and realleges the allegations in Paragraphs 1 through 13 as if they were set out in full.

15. On or about January 8, 2017, Outback, as the owners/operators of a restaurant open to the public, knew or should have known the floor in the restaurant made the basis of this complaint, had an unsafe co-efficient of friction and was not in

compliance with ANSI Standard 101.1-2009, which floor/flooring created a serious fall hazard for users, including Carol Catlett as well as other customers and employees.

16. On or about January 8, 2017, Outback knew or should have known that the flooring at the restaurant made the basis of this litigation was non-compliant with ANSI Standards and other safety protocol/standards. The defendants had a duty to make certain that the floors of their restaurant were in compliance with ANSI Standard 101.1-2009 and/or were otherwise safe for customers/employees. The defendants breached this duty in that they either: 1.) negligently determined that the floors were non-compliant and failed to rectify, remove, retrofit, or limit the hazard created by hazardous flooring in the restaurant; or 2.) that they were negligent in failing to determine whether the floors were in compliance with ANSI Standard 101.1-2009 and other safety protocol/standards.

17. As a direct and proximate result of the negligence of Outback and Fictitious Defendants A-R, Carol Catlett suffered the following injuries and damages:

- a) bodily injury;
- b) the cost of hospital, physician, therapy and pharmaceutical bills;
- c) future medical expenses;
- d) pain and suffering;
- e) future pain and suffering;
- f) permanent impairment and/or disfigurement;
- g) loss of earnings;
- h) loss of ability to earn;
- i) mental anguish and future mental anguish; and
- j) avocational losses.

WHEREFORE, Plaintiff, Carol Catlett, demands judgment against defendants, Outback Steakhouse of Florida, LLC d/b/a Outback Steakhouse and Fictitious Defendants A-R, in an amount that a jury deems appropriate under the circumstances, plus the costs of this action.

COUNT FOUR – WANTONNESS – CO-EFFICIENT OF FRICTION

18. Plaintiff adopts and realleges the allegations in Paragraphs 1 through 17 as if they were set out in full.

19. On or about January 8, 2017, Outback, as the owners/operators of a restaurant open to the public, knew or should have known the floor in the restaurant made the basis of this complaint, had an unsafe co-efficient of friction and was not in compliance with ANSI Standard 101.1-2009, which floor/flooring created a serious fall hazard for users, including Carol Catlett as well as other customers and employees.

20. On or about January 8, 2017, Outback knew or should have known that the flooring at the restaurant made the basis of this litigation was non-compliant with ANSI

Standards and other safety protocol/standards. The defendants had a duty to make certain that the floors of their restaurant were in compliance with ANSI Standard 101.1-2009 and/or were otherwise safe for customers/employees. The defendants breached this duty in that they either: 1.) wantonly determined that the floors were non-compliant and failed to rectify, remove, retrofit, or limit the hazard created by hazardous flooring in the restaurant; or 2.) that they were wanton in failing to determine whether the floors were in compliance with ANSI Standard 101.1-2009 and other safety protocol/standards.

21. Outback breached their duty with a reckless and/or conscious disregard of the rights and safety of others as set forth in § 6-11-20(a)(3), Ala. Code 1975.

22. As a direct and proximate result of Outback and Fictitious Defendants A-R's wanton conduct, Carol Catlett suffered the following injuries and damages:

- a) bodily injury;
- b) the cost of hospital, physician, therapy and pharmaceutical bills;
- c) future medical expenses;
- d) pain and suffering;
- e) future pain and suffering;
- f) permanent impairment and/or disfigurement;
- g) loss of earnings;
- h) loss of ability to earn;
- i) mental anguish and future mental anguish; and
- j) avocational losses.

23. Carol Catlett is entitled to punitive damages.

WHEREFORE, Plaintiff, Carol Catlett, demands judgment against defendants, Outback Steakhouse of Florida, LLC d/b/a Outback Steakhouse and Fictitious Defendants A-R, in an amount that a jury deems appropriate under the circumstances, plus the costs of this action.

GENERAL AVERMENTS

24. Plaintiff adopts and realleges the allegations in Paragraphs 1 through 23 as if they were set out in full.

25. In addition to the specific allegations set forth above, plaintiff further avers that the negligence or wantonness of all defendants combined and concurred to cause the plaintiff's injuries.

26. Plaintiff avers that each fictitiously described defendant negligently and/or wantonly failed to properly maintain the premises and failed to warn of known dangers or dangers that should have been known. The true names and identities of each fictitiously described defendant is unknown to plaintiff at this time and will be added by amendment

in accordance with Rule 9 (h) of the Alabama Rules of Civil Procedure when the true names and identities are ascertained.

WHEREFORE, plaintiff demands judgment against the defendants in an amount that a jury deems appropriate under these circumstances, plus the costs of this action.

Done this the 3rd day of March, 2017.

/s/ Tommy H. Siniard
Tommy H. Siniard (SIN008)

/s/ William L. Messervy
William L. Messervy (MES011)

/s/ Bart Siniard
Bart Siniard (SIN 027)

PLAINTIFF DEMANDS A TRIAL BY STRUCK JURY

/s/ Tommy H. Siniard
Tommy H. Siniard (SIN008)

Siniard, Timberlake & League, P.C.

Attorneys for Plaintiffs

125 Holmes Avenue

Post Office Box 2767

Huntsville, AL 35804

Telephone: (256) 536-0770

Facsimile: (256) 539-0540

siniard@law-injury.com

william.messervy@law-injury.com

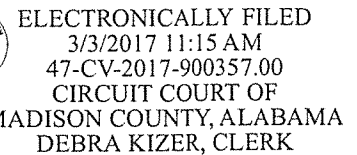
bart.siniard@law-injury.com

SERVE DEFENDANT BY CERTIFIED MAIL:

Outback Steakhouse of Florida, LLC d/b/a Outback Steakhouse
c/o Corporate Creations Network, Inc., Registered Agent
6 Office Park Circle #100
Mountain Brook, Alabama 35223

Plaintiff's Mailing Address is as follows:

Carol Catlett
115 Shoals Road
Meridianville, Alabama 35759



State of Alabama Unified Judicial System Form ARCiv-93 Rev.5/99	COVER SHEET CIRCUIT COURT - CIVIL CASE (Not For Domestic Relations Cases)	Ca: 47 Date of Filing: 03/03/2017 CIRCUIT COURT OF MADISON COUNTY, ALABAMA DEBRA KIZER, CLERK Judge Code:
GENERAL INFORMATION		
IN THE CIRCUIT COURT OF MADISON COUNTY, ALABAMA CAROL CATLETT v. OUTBACK STEAKHOUSE OF FLORIDA, LLC		
First Plaintiff: <input type="checkbox"/> Business <input checked="" type="checkbox"/> Individual <input type="checkbox"/> Government <input type="checkbox"/> Other		
First Defendant: <input checked="" type="checkbox"/> Business <input type="checkbox"/> Individual <input type="checkbox"/> Government <input type="checkbox"/> Other		
NATURE OF SUIT: Select primary cause of action, by checking box (check only one) that best characterizes your action:		
TORTS: PERSONAL INJURY <input type="checkbox"/> WDEA - Wrongful Death <input checked="" type="checkbox"/> TONG - Negligence: General <input type="checkbox"/> TOMV - Negligence: Motor Vehicle <input type="checkbox"/> TOWA - Wantonness <input type="checkbox"/> TOPL - Product Liability/AEMLD <input type="checkbox"/> TOMM - Malpractice-Medical <input type="checkbox"/> TOLM - Malpractice-Legal <input type="checkbox"/> TOOM - Malpractice-Other <input type="checkbox"/> TBFM - Fraud/Bad Faith/Misrepresentation <input type="checkbox"/> TOXX - Other: _____	OTHER CIVIL FILINGS (cont'd) <input type="checkbox"/> MSXX - Birth/Death Certificate Modification/Bond Forfeiture Appeal/Enforcement of Agency Subpoena/Petition to Preserve <input type="checkbox"/> CVRT - Civil Rights <input type="checkbox"/> COND - Condemnation/Eminent Domain/Right-of-Way <input type="checkbox"/> CTMP - Contempt of Court <input type="checkbox"/> CONT - Contract/Ejectment/Writ of Seizure <input type="checkbox"/> TOCN - Conversion <input type="checkbox"/> EQND - Equity Non-Damages Actions/Declaratory Judgment/Injunction Election Contest/Quiet Title/Sale For Division <input type="checkbox"/> CVUD - Eviction Appeal/Unlawful Detainer <input type="checkbox"/> FORJ - Foreign Judgment <input type="checkbox"/> FORF - Fruits of Crime Forfeiture <input type="checkbox"/> MSHC - Habeas Corpus/Extraordinary Writ/Mandamus/Prohibition <input type="checkbox"/> PFAB - Protection From Abuse <input type="checkbox"/> FELA - Railroad/Seaman (FELA) <input type="checkbox"/> RPRO - Real Property <input type="checkbox"/> WTEG - Will/Trust/Estate/Guardianship/Conservatorship <input type="checkbox"/> COMP - Workers' Compensation <input type="checkbox"/> CVXX - Miscellaneous Circuit Civil Case	
TORTS: PERSONAL INJURY <input type="checkbox"/> TOPE - Personal Property <input type="checkbox"/> TORE - Real Properly	OTHER CIVIL FILINGS <input type="checkbox"/> ABAN - Abandoned Automobile <input type="checkbox"/> ACCT - Account & Nonmortgage <input type="checkbox"/> APAA - Administrative Agency Appeal <input type="checkbox"/> ADPA - Administrative Procedure Act <input type="checkbox"/> ANPS - Adults in Need of Protective Service	
ORIGIN: F <input checked="" type="checkbox"/> INITIAL FILING A <input type="checkbox"/> APPEAL FROM DISTRICT COURT O <input type="checkbox"/> OTHER R <input type="checkbox"/> REMANDED T <input type="checkbox"/> TRANSFERRED FROM OTHER CIRCUIT COURT		
HAS JURY TRIAL BEEN DEMANDED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Note: Checking "Yes" does not constitute a demand for a jury trial. (See Rules 38 and 39, Ala.R.Civ.P, for procedure)		
RELIEF REQUESTED: <input checked="" type="checkbox"/> MONETARY AWARD REQUESTED <input type="checkbox"/> NO MONETARY AWARD REQUESTED		
ATTORNEY CODE: <div style="display: flex; justify-content: space-between;"> SIN008 3/3/2017 11:15:17 AM /s/ THOMAS H SINIARD </div> <div style="display: flex; justify-content: space-between; margin-top: 5px;"> Date Signature of Attorney/Party filing this form </div>		
MEDIATION REQUESTED: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> UNDECIDED		